

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
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Juergen Roemisch et al.) Group Art Unit: Unassigned
)
Application No.: Unassigned) Examiner: Unassigned
)
Filed: Herewith)
)
For: STABILIZED PROTEIN)
PREPARATION AND PROCESS)
FOR ITS PREPARATION)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Office the documents listed on the attached PTO Form 1449. Applicants file this Information Disclosure Statement within three months of the filing date of the above-referenced application and before the mailing date of a first Office Action on the merits.

Copies of the listed documents were previously submitted in or cited by the Office in Application No. 09/849,343, filed May 7, 2001, upon which Applicants rely for the benefits provided in 35 U.S.C. § 120. Applicants respectfully request that the Office consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

Applicants comment on the foreign-language documents as follows:

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German Patent DE 29 16 711 provides information understandable from its tables and from the English-language abstract submitted in Application No. 09/849,343. U.S. Patent No. 4,297,344 is also an English-language counterpart of German Patent DE 29 16 711.

EP 1 008 350 A1 was submitted with an English-language translation submitted concurrently in Application No. 09/849,343.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Office applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

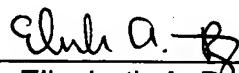
Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Information Disclosure Statement, please charge the fee to Deposit Account No. 06-0916.

Respectfully submitted,

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Dated: February 12, 2004

By: 
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INFORMATION DISCLOSURE CITATION

Atty. Docket No. 06478.1455-01	Application No.: Unassigned Rule 53(b) divisional of 09/849,343
Applicant Juergen ROEMISCH et al.	
Filing Date Concurrently Herewith	Prior Group: 1644

U.S. PATENT DOCUMENTS

Examiner Initial*		Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
	1	4,297,344	October 27, 1981	Schwinn et al.			
	2	4,440,679	April 3, 1984	Fernandes et al.			
	3	4,623,717	November 18, 1986	Fernandes et al.			
	4	4,806,524	February 21, 1989	Kawaguchi et al.			
	5	4,960,757	October 2, 1990	Kumpe et al.			
	6	5,043,428	August 1991	Heimbuger et al.			
	7	5,068,106	November 26, 1991	Paques et al.			
	8	5,248,767	September 28, 1993	Müller et al.			
	9	6,514,940 B2	February 4, 2003	Romisch et al.			
	10	6,239,261	May 29, 2001	Heimbuger et al.			

FOREIGN PATENT DOCUMENTS

		Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No
	11	2,251,262	November 18, 1998	Canada			N/A
	12	DE 29 16 711	November 6, 1980	Germany			Abstract
	13	EP 1 008 350 A1	June 14, 2000	EPO			Yes
	14	EP 0 007 355 B1	May 11, 1983	EPO			N/A

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

15	Derwent Abstract of DE 29 16 711 A

Examiner	Date Considered
*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce